

## **REMARK**

The above Amendments and these Remarks are in reply to the Office Action mailed November 15, 2005.

Claims 1-9, 13-16, 19-28, 37, 38, 40-49, 55 and 56 were pending in the Application prior to the outstanding Office Action. In the Office Action, the Examiner rejected claims 1-9, 13-16, 19-28, 37, 38, 40-49, 55 and 56.

The present Response amends claims 1, 19, 40, 45, 55 and 56 leaving for the Examiner's present consideration claims 1-9, 13-16, 19-28, 37, 38, 40-49, 55 and 56. Reconsideration of the rejections is requested.

Claims 55-56 are objected to because of an informality. Claims 55 and 56 have been amended to add a hyphen.

Claims 1-5, 7, 9, 14-16, 37 and 40-44 are rejected under 35 U.S.C. § 102(e) as being anticipated by Knutson, U.S. Patent No. 6,557,100.

Claims 6, 8, 19-28, 38, 45-49 and 55-56 are rejected under 35 U.S.C. § 103(a) as being unpatentable over Kuntson, U.S. Patent 6,557,100.

Independent claims 1 and 40 have been amended to include the language:

wherein when the undeployed application is placed in the application directory it is automatically deployed without requiring any other user step.

Independent claims 19 and 55 have been amended to include the language;

wherein when the undeployed application is placed in the application directory it is automatically deployed without requiring any other user step and wherein when an application is removed from the application directory it is undeployed without requiring any other user action.

The cited prior art alone or in combination does not teach or make obvious the present claims. The prior art does not show automatically deploying and underdeploying applications based on dropping the application into or removing the application from an application directory without additional user actions.

A JAR file can not be considered to be the application directory with the claimed functionality since additional user actions are required to deploy or undeployed an application using the JAR.

In light of the above, it is respectfully submitted that all of the claims now pending in the subject patent application should be allowable, and a Notice of Allowance is requested. The Examiner is respectfully requested to telephone the undersigned if he can assist in any way in expediting issuance of a patent.

The Commissioner is authorized to charge any underpayment or credit any overpayment to Deposit Account No. 06-1325 for any matter in connection with this response, including any fee for extension of time, which may be required.

Respectfully submitted,

Date: September 11, 2006

By: /Joseph P. O'Malley/  
Reg. No. 36,226

FLIESLER MEYER LLP  
Four Embarcadero Center, Fourth Floor  
San Francisco, California 94111-4156  
Telephone: (415) 362-3800  
Customer No. 23910